

United States Department of Agriculture,

OFFICE OF THE SECRETARY.

NOTICE OF JUDGMENT NO. 358, FOOD AND DRUGS ACT.

MISBRANDING OF CORN MEAL.

(SHORT WEIGHT.)

On or about January 14 and January 25, 1910, the Newport Mill Company, of Newport, Tenn., shipped from the State of Tennessee to the State of North Carolina a carload consisting of about 700 sacks and a carload consisting of three lots, 1,152 12-pound sacks, 328 24-pound sacks, and 232 48-pound sacks, of corn meal. Examination of samples of this product made by the Bureau of Chemistry, United States Department of Agriculture, showed it to be misbranded within the meaning of the Food and Drugs Act of June 30, 1906. As it appeared from the results of the aforesaid examination that the shipments were liable to seizure under section 10 of the act, the Secretary of Agriculture reported the facts to the United States attorney for the Western District of North Carolina.

In due course libels were filed against the two carloads of corn meal above mentioned, charging misbranding, in that each of the sacks contained certain figures indicating the weight of meal contained in such sacks, whereas in truth and in fact the said sacks did not contain the quantity and weight of meal marked thereon, but the weight of each of the said sacks was less than that declared.

On February 8, 1910, the cases came on for hearing and the court rendered a decree of condemnation and forfeiture in each case, and ordered that the goods be released to the owners of said product upon their paying the costs and filing a bond to be approved by the court, conditioned that the said goods should not be disposed of contrary to the laws of the United States or of any State, Territory, District or insular possession thereof.

This notice is given pursuant to section 4 of the Food and Drugs Act of June 30, 1906.

JAMES WILSON,
Secretary of Agriculture.

WASHINGTON, D. C., *May 19, 1910.*

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